

The Gazette



of India

PUBLISHED BY AUTHORITY

No. 30] NEW DELHI, SATURDAY, JULY 28, 1951

NOTICE

The undermentioned Gazettes of India Extraordinary were published during the week ending the 25th July 1951 :—

Issue No.	No. and Date	Issued by	Subject
116	S. R. O. 1075, dated the 17th July, 1951.	Ministry of Food and Agriculture.	Amendment in the Notification No. S. R. O. 464, dated the 30th March, 1951.
	S. R. O. 1076, dated the 17th July, 1951.	Ditto	Amendment in the Notification No. S. R. O. 657, dated the 8th May, 1951.
117	S. R. O. 1077, dated the 16th July, 1951.	Ministry of Transport.	The Indian Merchant Shipping (Medical Examination) Rules, 1951.
118	S. R. O. 1078, dated the 17th July, 1951.	Ministry of Labour.	Constitution of an Industrial Tribunal for the adjudication of industrial disputes concerning banking companies.
	S. R. O. 1079, dated the 17th July, 1951.	Ditto	Referring the dispute of banks for adjudication to the Industrial Tribunal.
	S. R. O. 1080, dated the 17th July, 1951.	Ditto	Cancellation of the order in the Ministry of Labour S. R. O. 760, dated the 22nd May, 1951.
119	S. R. O. 1079, dated the 19th July, 1951.	Ministry of Food and Agriculture.	Maximum price of gram raised by Rs. 2 per maund in the case of sales of gram for seed purposes by the Punjab Government with immediate effect.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette..

PART II—Section 3

Statutory Rules and Orders issued by the Ministries of the Government of India (other than the Ministry of Defence) and Central Authorities (other than the Chief Commissioners).

MINISTRY OF LAW

New Delhi, the 19th July 1951

S.R.O. 1124.—In exercise of the powers conferred by clause (1) of article 299 of the Constitution, the President hereby directs that the following further amendment shall be made in the notification of the Government of India in the Ministry of Law No. F.35-I/50-L dated the 26th January 1950, relating to the execution of contracts and assurances of property, namely :—

In Part XIII of the said notification, in item 4, for the words "*Economic Advisor, Indian Military Mission, Berlin*" the words "*India's Envoy Extraordinary and Minister Plenipotentiary in the Federal Republic of Germany*" shall be substituted.

[No. F.35-I/51-L.]

SHRI GOPAL SINGH, Dy. Secy.

New Delhi, the 24th July, 1951

S.R.O. 1125.—In exercise of the powers conferred by section 28 of the Representation of the People Act, 1950 (XLIII of 1950), the Central Government, after consulting the Election Commission, hereby makes the following further amendments in the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, namely :—

1. After rule 5 of the said Rules, the following rule shall be inserted, namely :—

"5A. *Notice inviting applications for registration in the electoral rolls for graduates' and teachers' constituencies.*—(1) For the purpose of the preparation of the electoral roll for a graduates' constituency or a teachers' constituency for elections to the Legislative Council of any State, the Chief Electoral Officer for the State, in the case of every such electoral roll first prepared under the Act, shall, as soon as may be after this rule comes into force, and in the case of every such roll subsequently prepared under the Act shall, before the preparation of such roll is taken in hand, cause a notice in Form IV-A to be published inviting every person who is qualified to be registered in the electoral roll for the constituency under sub-section (5) of section 27 of the Act and who desires to be so registered to submit an application in Form VII to the Electoral Registration Officer of the said constituency within the time to be specified in that behalf in the notice.

(2) Every notice issued under sub-rule (1) shall be published in such manner and at such place as the Election Commission may direct, and the time to be specified in the notice within which the application is to be submitted shall not be less than fourteen days from the publication of the notice".

2. In sub-rule (2) of rule 18 of the said Rules, for the words, brackets and figures "The Electoral Registration Officer or any person employed by him under sub-section (2) of section 22 of the Act may also correct any mis-spellings which he may discover in the electoral roll after the decision of the Revising Authority has been

communicated to the Electoral Registration Officer" the following shall be substituted, namely :—

" The Electoral Registration Officer also may, at any time before the final publication of the electoral roll under rule 19, either himself correct any clerical or printing errors which he may discover in the electoral roll or cause such correction to be made in the roll by any person employed by him under sub-section (2) of section 22 of the Act."

3. After Form IV appended to the said rules the following form shall be inserted, namely :—

FORM IV-A

NOTICE

(Rule 5A)

For the purpose of preparation of the electoral rolls for the Graduates/Teachers' constituencies for elections to the Legislative Council of the State of ———, every person who is qualified to be registered in the electoral roll for any of the said constituencies under sub-section (5) of section 27 of the Representation of the People Act, 1950 (XLIII of 1950) and who desired to be so registered is invited to submit an application in Form VII to the Electoral Registration Officer of the constituency in the electoral roll for which he desires to be registered so as to reach the Electoral Registration Officer not later than the ——— day of ——— 195 .

—————(Place)
Dated ———

Chief Electoral Officer,
—————State.

Note.—Copies of Form VII will be supplied free by the Chief Electoral Officer or the Electoral Registration Officer of the constituency concerned on application.

THE REPRESENTATION OF THE PEOPLE ACT, 1950

Section 27.—(3) For the purpose of elections to the Legislative Council of a State in the graduates' constituencies and the teachers' constituencies, the State Government concerned may, with the concurrence of the Election Commission, by notification in the Official Gazette, specify—

(a) the qualifications which shall be deemed to be equivalent to that of a graduate of a university in the territory of India, and

(b) the educational institutions within the State not lower in standard than that of a secondary school.

(4) The provisions of sections 15, 16, 18, 20, 22, 23 (excluding the proviso), 24 and 25 shall apply in relation to Council constituencies as they apply in relation to Parliamentary constituencies.

(5) Subject to the foregoing provisions of this section,—

(a) every person who on the qualifying date was a member of any such local authority within a local authorities' constituency as is referred to in sub-section (2) shall be entitled to be registered in the electoral roll for that constituency ;

(b) every person who on the qualifying date was ordinarily resident in a graduates' constituency and has, for at least three years before that date, been either a graduate of a university in the territory of India or in possession of any of the qualifications specified under clause (a) of sub-section (3) by the State Government concerned shall be entitled to be registered in the electoral roll for that constituency ; and

(c) every person who on the qualifying date, was ordinarily resident in a teachers' constituency, and has, within the six years immediately before that date for a total period of at least three years, been engaged in teaching in any of the educational institutions specified under clause (b) of sub-section (3) by the State Government concerned shall be entitled to be registered in the electoral roll for that constituency.

(6) For the purpose of this section, the qualifying date in the case of every electoral roll shall be the 1st day of April of the year in which the roll is prepared."

[F.10/51-C]

S. N. MUKHERJEE, Joint Secy.

MINISTRY OF EXTERNAL AFFAIRS

New Delhi, the 28th July 1951

S.R.O. 1126.—In exercise of the powers conferred by section 4 of the Foreign Jurisdiction Act, 1947, (XLVII of 1947), and of all other powers enabling it in that behalf the Central Government hereby appoints the District and Sessions Judge of Chandernagore as the Election Tribunal in Chandernagore to deal with all disputes arising out of electoral matters and empowers the Administrator of Chnadernagore to appoint a Secretary for the said Tribunal and to fix the duration and number of sessions of the Tribunal as well as the rules of procedure of the Tribunal.

[No. 379 Eur. I]

U. S. BAJPAI, Under Secy.

MINISTRY OF STATES

New Delhi, the 23rd July 1951

S.R.O. 1127.—In exercise of the powers conferred by section 2 of the Part C States (Laws) Act, 1950 (XXX of 1950), the Central Government hereby extends to the State of Vidhya Pradesh the East Punjab Improved Seeds and Seedlings Act, 1949 (East Punjab Act XIX of 1949), as at present in force in the State of Punjab subject to the following modifications, namely :—

Modifications

(1) Throughout the Act for the words "State Government" wherever they occur, the words "Chief Commissioner" shall be substituted.

(2) In sub-section (2) of Section 1 and in sub-section (4) of section 6 for the words "State of Punjab" the words "Vindhya Pradesh" shall be substituted.

(3) In clause (iii) of section 2—

for the words "Punjab Tenancy Act", the words "Rewa Land Revenue and Tenancy Code, 1935" shall be substituted.

(4) Section 9 shall be omitted.

ANNEXURE

The East Punjab Seeds and Seedlings Act, 1949 (XIX of 1949) as modified.

THE EAST PUNJAB IMPROVED SEEDS AND SEEDLINGS ACT, 1949.

EAST PUNJAB ACT NO. XIX OF 1949.

An Act to provide for the use of pure and certified seeds and seedlings of the improved varieties of crops recommended by the Department of Agriculture in the Punjab.

It is hereby enacted as follows :—

1. *Short title, extent and date of commencement.*—(1) This Act may be called the East Punjab Improved Seeds and Seedlings Act, 1949.

(2) It shall extend to the whole of Vindhya Pradesh.

(3) It shall come into force on such date or dates and in such areas as the Chief Commissioner may, by notification, appoint in this behalf, and different dates may be appointed for different areas.

2. *Interpretation.*—In this Act, unless there is anything repugnant in the subject or context,

(i) "Improved Seed" means the seed approved by the Department of Agriculture ;

(ii) "Seedlings" means the plants raised from improved seed ;

(iii) "Occupier" means the person having for the time being the right of occupation of any land as defined in the Rawa Land Revenue and Tenancy Code and includes any person in actual occupation of such land or his agent ;

(iv) "Authorised Agent" means an agent authorised to sell improved seeds and seedling only on behalf of the Department of Agriculture

3. *Power to declare seeds or seedlings of approved varieties of crops and to specify the area and period and restrict movement.*—In such areas to which this Act is applied

(a) improved seeds or seedlings only shall be used by each and every occupier ;

(b) the movement of improved seeds or seedlings from one area to another may be prohibited or restricted

4. *Provision of seeds and seedlings by Agricultural Department.*—(1) For the purposes of this Act improved seeds and seedlings shall be made available for sale by the Department of Agriculture, through its authorised agents, who shall stock for sale only improved seeds or seedlings.

(2) An authorised agent shall not withhold from sale improved seeds or seedlings to any occupier.

5. *Powers of the officers of the Agricultural Department to enter upon any land or premises.*—(1) Any officer of the Agricultural Department not below the rank of Agricultural Assistant may, for the more effective enforcement of the provisions of this Act, enter upon any land situated in the area to which this Act extends for the purpose of ascertaining whether improved seeds or seedlings have been grown in the land or not.

(2) Any officer of the Agricultural Department not below the rank of Agricultural Assistant may enter upon any land or premises owned or occupied by an authorised agent to inspect the seed sold by him or to inquire if he is not withholding any seed from sale to any occupier or to search as far as be necessary for that purpose the land or premises.

6. *Penalties.*—(1) If any occupier of land within the area to which this Act applied is found growing a variety of any crop other than a variety approved by the Department of Agriculture, he shall be liable to punishment with a fine which may extend to Rs. 100.

(2) If an authorised agent withholds from sale or wilfully refuses to sell improved seeds or seedlings he shall be punishable with fine which may extend to rupees five hundred.

(3) Any abetment of a breach of the provisions of this Act shall be punishable with fine which may extend to Rs. 100.

(4) No prosecution for any offence under this Act shall be instituted except on a complaint in writing made by the Director of Agriculture, Vindhya Pradesh, or by an officer specially authorised by him in this behalf.

7. *Bar of suit or other legal proceedings.*—No suit, prosecution or legal proceedings shall lie against any public servant in respect of anything in good faith done or intended to be done under this Act.

8. *Power of Chief Commissioner to make rules.*—The Chief Commissioner may from time to time make rules for the purpose of carrying into effect the provisions of this Act.

[No. 159-J.]

A. N. SACHDEV, Under Secy.

MINISTRY OF FINANCE
(Department of Economic Affairs)

New Delhi, the 19th July, 1951

S. R. O. 1128.—In exercise of the powers conferred by section 53 of the Banking Companies Act, 1949 (X of 1949), and rule 16 of the Banking Companies Rules 1949, and on the recommendations of the Reserve Bank of India, the Central Government hereby declares that the provisions of Section 31 of the said Act and Rule 15 of the said Rules, shall not apply to the under-mentioned banking companies in so far as they relate to the publication of their balance sheets and profit and loss accounts for the period ended the 31st December, 1950, together with the auditors' report in a newspaper, namely :—

1. Akalprush Banking & Trading Co. Ltd., Calcutta.
2. Bogra Bank Ltd., Calcutta.

[No. F. 4 (143)-F. I/51.]

New Delhi, the 24th July 1951

S.R.O. 1129.—In pursuance of rule 7 of the Rehabilitation Finance Administration Rules, 1948, read with sub-section (3) of section 6 of the Rehabilitation Finance Administration Act, 1948 (XII of 1948), the Central Government hereby notifies that Shri Raj Bahadur, a member of the Advisory Board of the said Administration, having resigned his membership, ceased to be a member with effect from the 20th June, 1951.

[No. D.3929-FI/51.]

S. K. SEN, Dy. Secy.

INSURANCES

New Delhi, the 24th July 1951

S.R.O. 30.—It is hereby notified for the information of all concerned that the Central Government has been pleased to appoint the Controller of Insurance as the officer for the purposes of Section 6B of the Insurance Act, 1938.

[No. 106-L.F.(1)/51.]

B. K. KAUL, Dy. Secy

MINISTRY OF FINANCE (REVENUE DIVISION)

EXCESS PROFITS TAX

New Delhi, the 16th July, 1951

S. R. O. 1131—In exercise of the powers conferred by sub-section (3) of section 10 of the Indian Finance Act, 1942 (XII of 1942) read with sub-section (5) of section 2 of the Excess Profits Tax Ordinance, 1943 (XVI of 1943), the Central Government hereby directs that the following further amendments shall be made in the Excess Profits Tax (Post-War Refunds) Rules, 1942, namely :—

(1) In rule 9 of the said Rules—

(i) after sub-rule (1) the following shall be added, namely—

“(1A) An application for refund of so much of any excess profits tax as may be repayable under the provisions of sub-section (1) of section 10 of the Finance Act shall be made in Form E.P. 4-21A to the Excess Profits Tax Officer and thereupon the Excess Profits Tax Officer shall after deducting, from the amount of excess profits tax repayable, the appropriate income-tax and super-tax due thereon under the provisions of sub-sections (11) and (12) of section 11 of the Indian Finance Act, 1946, refund the balance to the person who paid the tax :

Provided that—

- (i) in the case of an individual who, at the time when repayable excess profits tax is refundable, is dead, refund shall be made to the person, who, under a letter of administration, probate or succession certificate, is entitled thereto ;
- (ii) in the case of a Company which, at the time when the repayable excess profits tax is refundable, is in course of winding up refund shall be made to the Liquidator of the Company ;
- (iii) in the case of a Hindu Undivided Family which at the time when the repayable excess profits tax is refundable has been disrupted, the refund shall be made to the person or persons to whom the repayable excess profits tax was assigned upon such disruption ;
- (iv) in the case of a firm the constitution of which, at the time when the repayable excess profits tax is refundable, is different from its constitution during the chargeable accounting period in respect of which the excess profits tax was paid, refund shall be made to the firm as constituted when the refund is due.
- (v) in the case of a firm, which, at the time when the repayable excess profits tax is refundable, is no longer in existence, refund shall be made jointly to the persons who were partners in the firm during the chargeable accounting period in respect of which the excess profits tax was paid, or to any person jointly nominated by them to receive the refund, with the substitution in the case of a deceased partner, of the administrator or other legal representative :

Provided further that, if the identity of the person entitled under the preceding provisions to receive a refund is in dispute or if any substantial question of title is, in the opinion of the Excess Profits Tax Officer involved, such Officer may require the production of an order of the Competent Civil Court determining the person entitled to receive the refund or any part thereof.”

- (ii) in sub-rule (2) after the word, figure and brackets "sub-rule (1)" the words, figure, letter and brackets "or sub-rule (1A)" shall be inserted.
- (2) At the end of rule 10 of the said Rules, the following paragraph shall be added, namely—
- "The provisions contained in the provisos to sub-rules (1) and (1A) of rule 9 shall apply to any refund to be made under this rule".
- (3) For the existing Form EP 4-17, the following form shall be substituted, namely —
- "E.P. 4-17

EXCESS PROFITS TAX

Application for refund under the proviso to rule 7 and/or under rule 18 of the Excess Profits Tax (Post War Refunds) Rules, 1942.

To

The Central Board of Revenue, through the Excess Profits Tax Officer
at.....

I/We.....of.....having been assessed to excess profits tax at the rate of 66 2/3% in respect of the excess profits arising from the business of.....and having paid the Excess Profits Tax so assessed and having* also deposited with the Government of India under the provisions of Section 10 of the Finance Act, 1942 and/or Section 2 of the Excess Profits Tax Ordinance, 1943, the additional sums set out hereunder, do hereby declare :—

1. That the whole or some part of the additional sums so deposited* and the whole or some part of the Excess Profits Tax refundable to me/us by the Government of India is required for an approved purpose, namely—

- (a) the provision/replacement of buildings or plant and machinery at a cost of rupees.....
- (b) development or re-equipment of the said business at a cost of rupees.....
- (c) reduction of bank overdraft or loan existing before the 10th day of June 1951 in connection with the said business to the extent of rupees.....

A certificate from the Bank (s) regarding the overdraft and from the creditor(s) regarding the loan and the nature of the security against which the overdraft or the loan has been allowed is attached.

- (d) reduction of taxation liabilities of the said business existing before the 10th day of June, 1951 to the extent of rupees.....

- (e) reduction of other liabilities of the said business existing before the 10th day of June, 1951 to the extent of rupees.....

2. (a) That as shown by the certificate hereinafter appended the necessity for such provision*/replacement* development or re-equipment has been certified by the Ministry of Commerce and Industry of the Government of India to be in the national interest.

(b) That at the time of making this application the Bank overdraft/loan/Taxation liability/other liabilities in connection with the said business stood at Rs.

3. That the current revenues and reserves of the business are insufficient to defray the cost of such *provision/*replacement, development or re-equipment or to repay the bank overdraft/loan or to meet the Taxation/other liabilities as aforesaid.

4. I/We, therefore pray for a refund of the sum of Rs. under the provision of the proviso to Rule 7 and/or Rule 8 of the Excess Profits Tax (Post-war Refunds) Rules, 1942. The interest on the amount of deposit refundable to me/us may also be refunded.

5. I/We hereby agree that the amount that may be refunded to me/us after deduction of income-tax and super-tax due on the repayable part of excess profits tax, but inclusive of the interest on the deposit, may be adjusted against the taxation liabilities of the said business and I/We hereby give authority to you to make the said adjustment.

6. I/We hereby agree that the payment authorised may be treated as provisional subject to re-adjustment in due course on the basis of audited figures and I/We hereby undertake to repay the excess amount, if any, refunded by Government, either in respect of Excess Profits Tax* or of the further sum deposited by me/us or in respect of the relative interest thereon.

SCHEDULE OF EXCESS PROFITS TAX PAID AND SUMS DEPOSITED.

Chargeable accounting period	Net Excess Profits Tax paid at the rate of 66-2/3%	Additional sums deposited	Amount of excess profits tax repayable by Government	Total amount re-payable by Gov- ernment (the total of items in Cols. 3 and 4.
Commencing				
ending.....				
1	2	3	4	5
	Rs.	Rs.	Rs.	Rs.

Signature (see note 1 at the foot hereof).

Dated

*Delete the words that are inapplicable.

Note 1.—In the case of partnership, Hindu Undivided Family and Ltd. Co. the designation of the signatory should be added.

Note 2.—A certificate by the Ministry of Commerce and Industry in the following form is necessary if the refund is required for provision/replacement of buildings or plant and machinery and/or development or re-equipment of business. No such certificate will be required if the refund is required for repayment of bank overdraft or loan or for meeting the taxation or other business liabilities.

Note 3.—If the refund is required for reducing a bank overdraft or loan a certificate from the Bank regarding the overdraft or from the creditor regarding the loan should be attached. The certificate should mention the nature of the security against which the overdraft or loan has been granted.

Form of Verification

I/We hereby declare that what is stated herein is true to the best of my/our knowledge and belief.

Dated.....195 .

Signature.....

CERTIFICATE OF THE MINISTRY OF COMMERCE AND INDUSTRY

On behalf of the Ministry of Commerce and Industry, I certify that the *provision/*replacement of buildings or plant and machinery, or development or re-equipment of the business as set out in this application has been authorised as being in the national interest and that under the provisions of the proviso to Rule 7 and/or of Rule 8 of the Excess Profits Tax/(Post-War Refund) Rules, 1942, the refund of the amount of Excess Profits Tax refundable to the applicant by the Government of India and the sums deposited by the applicant with the Government of India under section 10, Finance Act, 1942, and/or section 2, Excess Profits Tax Ordinance, 1943, is approved in the amount and on or after the date shown hereunder :—

Date	Amount Rs.
.....
.....
.....
Dated.....195 .	Signed.....
	Designation.....

*Delete words that are inapplicable.

(4) The application for refund of so much of any excess profits tax as may be repayable under the provisions of sub-section (1) of section 10 of the Finance Act shall be in the following form, namely :—

“E.P. 4-21A

EXCESS PROFITS TAX

Application for the refund of Excess Profits Tax repayable under the provisions of sub-section (1) of section 10 of the Indian Finance Act 1942

To

The Excess Profits Tax Officer at.....

The following sums out of the Excess Profits Tax paid by ..
.....to the Government of India are refunded later
than the.....day of.....194

THE INCOME TAX ACT, 1922 SCHEDULE OF SUMS REPAYABLE

Chargeable Accounting period		Amount of Excess Profits Tax demanded and fully paid	Amount of Deposit made under the provisions of section 10 of the Indian Finance Act, 1942 or section 2 of the Excess Profits Tax Ordinance, 1943	Amount of E.P.T. repayable being (a) one-tenth of the tax shown in Col. 2 or one half of the deposit shown in col. 3 whichever is the lower (in relation to chargeable accounting periods ended on or before the 31st day of Dec. 1943) (b) one-tenth of the tax shown in Col. 2 (—in relation to chargeable accounting periods ended after the 31st day of Dec. 1943).	Any amount out of Col 4 already repaid.	Balance now repayable.
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1	2	3	4	5	6
	Rs.	Rs.	Rs.	Rs.	Rs.

I/We do hereby pray for a refund of the amount shown in col. 6 above after deduction of the appropriate income-tax and supertax due thereon.

I/We hereby agree that the payments authorised may be treated as provisional subject to readjustment in due course on the basis of audited figures, and I/We hereby undertake to repay the excess amount, if any, refunded by Government.

I/We further agree that if any claim is made by any other person in respect of the aforesaid excess profits tax refund which is claimed hereby, I/We shall be responsible therefor.

Signature and Address of each claimant.

Signature

Address

Capacity*

.....

.....

.....

*See note below.

Note :—

The application and verification are to be signed—

- in the case of an individual, by the individual himself ;
- in the case of an individual who is dead, by the person who, under a letter of administration, probate or succession certificate, is entitled to the refund ;

- (c) in the case of a Company, Local Authority, or any other public body by the Principal Officer, as defined in sub-section (12) of section 2 of the Indian Income-tax Act, 1922 ;
- (d) in the case of a Company which is in the course of winding up, by the Liquidator of the Company ;
- (e) in the case of a Hindu Undivided Family, by the Manager or Karta ;
- (f) in the case of a Hindu Undivided Family which is disrupted, by the person or persons to whom the deposit was assigned at the time of the disruption ;
- (g) in the case of a Firm, by any partner ;
- (h) in the case of a Firm which has ceased business, by all the partners constituting the firm during the relevant chargeable accounting period, with the substitution in the case of a deceased partner of the administrator or other legal representative".

[No. 68]

S. P. LAHIRI, Dy. Secy.

CUSTOMS

New Delhi, the 2nd July 1951

S. R. O. 1132.—In exercise of the powers conferred by section 23 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government hereby exempts tobacco seed oil from so much of the duty of export leviable thereon as is in excess of Rs. 100 per ton.

[No. 63]

New Delhi, the 28th July 1951

S.R.O. 1133.—In exercise of the powers conferred by sub-section (1) of section 3 of the Land Customs Act, 1924 (XIX of 1924), and in supersession of the notifications of the Government of India in the Ministry of Finance (Revenue Division) No. 5-Customs, dated the 27th February, 1948, No. 12-Customs, dated the 29th March 1949, Nos. 26-Customs and 33-Customs, dated the 1st April 1950 and No. 132-Customs, dated the 30th September 1950, the Central Government hereby appoint the Collectors of Central Excise, Delhi, Calcutta, Patna, Shillong, Madras, Bombay, Baroda and Jamnagar to be Collectors of Land Customs in their respective jurisdictions.

[No. 55.]

K. R. P. AIYANGAR, Jt. Secy.

HEADQUARTERS ESTABLISHMENT

New Delhi, the 21st July 1951

S. R. O. 1134.—The following Notification by the Income-tax Investigation Commission is published for general information :—

" NOTIFICATION

It is notified for general information that the Headquarters of Mr. H. C. Bahri Income-tax Officer, E. P. T. Circle, Kanpur and Mr. V. P. Gupta, Income-tax Officer Gorakhpur, who were appointed as Authorised Officials under Section 6 of the Taxation on Income (Investigation Commission) Act, 1947, at Calcutta and New Delhi, respectively, vide Ministry of Finance (Revenue Division)'s Notifications No. 25-Headquarters Establishment, dated the 18th June 1949 and No. 21-Headquarters Establishment, dated the 20th May 1950, have been shifted to Kanpur and that the address of their new headquarters office is "Income-tax Offices, Kanpur.

NEW DELHI, 17th July 1951.

H. S. RAMASWAMI,

Secy. Income-tax Investigation Commissioner"

[No. 33.]

CUSTOMS

New Delhi, the 28th July 1951

S.R.O. 1135.—In exercise of the powers conferred by section 19 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government hereby directs that no person shall except with the general or special permission of the Reserve Bank of India take or send out to any place outside India by post or otherwise any security as defined in clause (k) of section 2 of the Foreign Exchange Regulation Act, 1947 (VII of 1947).

[No. 60.]

S.R.O. 1136.—In exercise of the powers conferred by section 19 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government hereby prohibits the export otherwise than by post of any goods either directly or indirectly to any place outside India other than any of the countries or territories in the Schedule annexed to this order unless a declaration is furnished by the exporter to the Collector of Customs or to such other person as the Reserve Bank may specify in this behalf that an amount representing the full export value of the goods has been or will be disposed of in a manner and within a period specified by the Reserve Bank.

Provided that this prohibition shall not apply to the export of—

1. Samples and personal effects, whether accompanied or unaccompanied of travellers ;
2. ships, stores, transhipment cargo and goods shipped under the orders of the Central Government or of such officers as may be appointed by the Central Government in this behalf or of the military, naval or air force authorities in India for military, naval or air force requirements.

SCHEDULE

Nepal,
Tibet,

French territories in India,
Portuguese territories in India.

[No. 61.]

S.R.O. 1137.—In exercise of the powers conferred by section 19 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government hereby prohibits the export by post of any goods either directly or indirectly to any place outside India other than any of the countries or territories in the schedule annexed to this order unless a declaration countersigned by the Reserve Bank of India or by a bank authorised to deal in the foreign currency of the country of destination is furnished by the exporter to the Postal Authorities at the time of the despatch that an amount representing the full export value of the goods has been or will be disposed of in a manner and within a period specified by the Reserve Bank.

Provided that this prohibition shall not apply :

- (1) Where the postal packet is covered by a certificate issued by the Reserve Bank or by an authorised dealer that the export of the parcel does not involve any transaction in foreign exchange.
- (2) Where the postal packet is accompanied by a declaration by the sender that the contents of the parcel are less than Rs. 50 in value and that the despatch of the parcel does not involve any transaction in foreign exchange.

SCHEDULE

Nepal,
Tibet,

French territories in India.
Portuguese territories in India.

[No. 62.]

D. P. ANAND, Dy. Secy.

CENTRAL BOARD OF REVENUE

INCOME-TAX

New Delhi, the 18th July 1951

S.R.O. 1138.—The following draft of a further amendment to the India Income-tax Rules, 1922, which the Central Board of Revenue proposes to make in exercise of the powers conferred by sub-section (1) of section 59 of the Indian Income-tax Act, 1922 (XI of 1922), is published as required by sub-section (4) of the said section for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 6th August 1951.

2. Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the said Board.

Draft Amendment

In the statement in rule 8 of the said Rules, under the heading "Class of Asset", "III Machinery and Plant", in group 2 (C) and sub-heading (i) after the word "Rubber" the words "and plastic" shall be inserted.

[No. 67]

S. P. LAHIRI, Secy.

EXCESS PROFITS TAX

New Delhi, the 18th July 1951

S.R.O. 1139.—In pursuance of sub-section (3) of section 3 of the Excess Profits Tax Act, 1940 (XV of 1940) and in partial modification of its notification No. 6-Excess Profits Tax, dated the 8th March 1947, the Central Board of Revenue hereby directs that the Appellate Assistant Commissioner of Excess Profits Tax, Ranchi, shall also and the Appellate Assistant Commissioner of Excess Profits Tax, Cuttack, shall not perform his functions in respect of the cases specified below :—

S. No.	Name of Appellant	E.P.T. Appeal No.
1	2	3
1	Messrs. Jagannath Ram Ganga Ram, Cuttack	E.P.T. No. 7/48-49.
2	A.C. Parija & B.N. Parida, Cuttack	E.P.T. No. 31/46-47.
3	Do.	E.P.T. No. 32/46-47.
4	Do.	E.P.T. No. 33/46-47.

[No. 69]

INCOME-TAX

New Delhi, the 18th July 1951.

S.R.O. 1140.—In pursuance of sub-section (4) of section 5 of the Indian Income-tax Act, 1922 (XI of 1922) and in partial modification of its notification No. 32—Income-tax, dated the 9th November 1946, the Central Board of Revenue directs that the Appellate Assistant Commissioner of Income-tax, Ranchi, shall also and the

Appellate Assistant Commissioner of Income-tax, Cuttack, shall not perform his functions in respect of the persons specified in column 2 of the Schedule hereto annexed for the appeals mentioned in the corresponding entry in column 3 thereof:—

SCHEDULE

S. No.	Name and address of the Assessee	Appeal No. and Assessment year
1	2	3
1	Messrs. Jagannath Ram Ranga Ram, Cuttack	I.T.A. No. 10/48-49.
2	Do.	I.T.A. No. 21/48-49.
3	Do.	I.T.A. No. 22/48-49.
4	Shri N. V. Jaganadiha Jaypur	I.T.A. No. 5/48-49.
5	Messrs. Bansidhar Onkermal, Sambalpur	I.T.A. No. 74/48-49.

[No. 70]

K. B. DEB, Under Secy

CUSTOMS.

New Delhi, the 28th July 1951.

S.R.O. 1141.—In exercise of the powers conferred by sub-section (1) of Section 3 of the Land Customs Act, 1924 (XIX of 1924), read with the notification of the Government of India in the late Finance Department (Central Revenues) No. 5944, dated the 13th December 1924, and in supersession of its notifications No. 6-Customs, dated the 27th February 1948, No. 13-Customs, dated the 29th March 1949, Nos. 27-Customs and 34-Customs, dated the 1st April 1950, No. 133-Customs, dated the 30th September 1950, No. 2-Customs, dated the 2nd January 1951 and No. 10-Customs, dated the 20th January 1951, the Central Board of Revenue appoints all Deputy Collectors, Assistant Collectors, Headquarters Assistant Collectors, Superintendents, Deputy Superintendents, Inspectors, Nakerdars, Supervisors, Range Officers, Assistant Range Officers, Jamadars, Petty Officers, Amaldars, Sepoys and peons, including all the Officers of Central Excise employed for the time being on Central Excise Preventive Intelligence work and attached to the Headquarters of the Collectorates of Central Excise, Delhi, Calcutta, Patna, Shillong, Madras, Bombay, Baroda and Jamnagar, to be Land Customs Officers within the jurisdictions of the respective Collectors of Land Customs under whom they are working.

[No. 56].

S.R.O. 1142.—In exercise of the powers conferred by section 4 of the Land Customs Act, 1924 (XIX of 1924), the Central Board of Revenue with effect from the 1st of August 1951, hereby establishes land customs stations specified in column 1 of the Schedule hereto annexed for the levy of duties of land customs in the land customs area adjoining the frontier with Burma, and prescribes the routes specified in column 2 of the said Schedule as the routes by which alone any goods may pass by land out of or into Burma or to or from any land customs station specified in column 1 of the said Schedule from or to the frontier with Burma.

SCHEDULE

Land Customs Stations	Routes by which alone goods shall pass.
	<i>Manipur</i>
Moreh	Imphal—Palel—Tamu Road.
	<i>Tirap Frontier Tract</i>
Helgate	Ledo—Tirap—Helgate—Pansu Pass Road.

[No. 57].

S.R.O. 1143.—In exercise of the powers conferred by sub-section (1) of section 5 of the Land Customs Act, 1924 (XIX of 1924), the Central Board of Revenue prescribes the form specified in the Schedule hereto annexed, as the form in which an application for a permit for the passage of goods by land out of or into the foreign territory of Burma may be made, namely:—

THE SCHEDULE

FORM

Application for Import/Export

To

The Land Customs Officer in charge of the land customs station at.....

Please allow.....(name of Importer/Exporter) to import/Export the under mentioned goods brought/to be taken out (by carts, or headloads, or other mode of conveyance) from/to foreign territory (place).

Columns to be filled in by the Importer/Exporte				Columns to be filled in by the Lands Customs Officer										
Marks on and description of packages		Real value of goods		Of weightment made						Real value of goods on which duty ad valorem is leviable		Customs duty		
		Rate	Total Value	Marks on and number of packages, weight	Details of weightment of separate lots together with total weights	Net weight on which duty is levied			Tariff value (if any)	Rate	Total	Rate	Total	
						Gross weight quantity or number	Deduct tare							Net weight
							Per	Total						
			Rs. t. p.									Rs. a. p.		Rs. a. p.

I/We hereby declare the above particulars to be true.

Signature

Officer-in-Charge of land Customs station.

Signature of importer/exporter or his authorised agent.

PERMIT

Certified that the above goods have paid duty vide receipt No.....dated.....
are free of duty

and are passed for import/export.

Signature

Officer-in-Charge of the land customs station.

[No. 58].

S.R.O. 1144.—In exercise of the powers conferred by clause (b) of section 8 of the Land Customs Act, 1924 (XIX of 1924), the Central Board of Revenue hereby appoints the hours between 6 A.M. and 6 P.M. as the time during which goods may be delivered and passed at the land customs stations on the frontier with Burma.

[No. 59.]

D. P. ANAND, Secy.

MINISTRY OF COMMERCE AND INDUSTRY

New Delhi, the 18th July, 1951.

S.R.O. 1145.—*Corrigendum.*—In the notification of the Government of India in the Ministry of Commerce and Industry No. S.R.O. 932, dated the 18th June, 1951 for the word and figures “November 1951” read the word and figures “November 1950”.

[No. PC-15 (5)/50.]

New Delhi, the 23rd July, 1951

S.R.O. 1146.—In exercise of the powers conferred by sections 4, 7, 9, 10 and 19 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), the Central Government hereby directs that the following amendment shall be made in the notification of the Government of India in the late Ministry of Industry and Supply, No. S. R. O. 503, dated the 2nd September, 1950, namely :—

“ In sub clause (i) of clause (b) of the said notification, the following sentence shall be added at the end, namely :—

“ A copy of the statement shall be sent by the dealer or producer to the Government of the State in which the dealer or producer is carrying on business or to any officer authorised by the State Government in this behalf.”

[No. 15(5)PC/50/Pt. 1.]

S.R.O. 1147.—In exercise of the powers conferred by sections 7, 13 and 19 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), the Central Government hereby directs that the following amendment shall be made in the notification of the Government of India in the late Ministry of Industry and Supply No. S. R. O. 700, dated the 30th September, 1950, namely :—

In clause (b) of the said notification, the following shall be added at the end after the word ‘and’, namely :—

“ a copy of such statement shall be sent by the dealer or producer to the Government of the State in which the dealer or producer is carrying on business or to any Officer authorised by the State Government in this behalf ; and ”

[No. 15(5)-PC/50/Pt. 2.]

S.R.O. 1148.—In exercise of the powers conferred by sections 7 and 19 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), the Central Government hereby directs that the following amendment shall be made in the notification of the Government of India in the late Ministry of Industry and Supply, No. S. R. O. 971, dated the 25th November, 1950, namely :—

The following shall be added to the said notification at the end, namely :—

“ A copy of such declaration shall be sent by the dealer or producer to the Government of the State in which the dealer or producer is carrying on business or to any officer authorised by the State Government in this behalf.”

[No. 15(5)-PC/50/Pt. 3.]

New Delhi, the 28th July, 1951

S.R.O. 1149—In exercise of the powers conferred by section 3 of the Drugs (Control) Act, 1950 (XXVI of 1950), the Central Government hereby directs that the following further amendments shall be made in the notification of the Government of India in the late Ministry of Industry and Supply No. I (IV)/1-Drugs, dated the 3rd October, 1949, namely :—

In the Schedule to the said notification—

(1) To the entries under the heading “**BOOTS PURE DRUG CO. (INDIA) LTD., BOMBAY**”, the following entries shall be added, namely :—

Penicillin Crystalline G

Potassium and Sodium Salts

Box of 10 vials each vial containing 100,000 units.

Box of 10 vials each vial containing 200,000 units.

Box of 10 vials each vial containing 500,000 units.

Box of 10 vials each vial containing 1,000,000 units.

(2) To the entries under the heading “**ABBOT LABORATORIES (INDIA) LIMITED, BOMBAY**”, the following entries shall be added, namely :—

Bevitin with Vitamin C Capsules—40

Bevitin with Vitamin C Capsules—100

(3) To the entries under the heading “**MESSRS. CHAS. PFIZER & CO., INC., NEW YORK**”, the following entries shall be added, namely :—
COMBIOTIC P-S

Combination of **PRONAPEN** and **DIHYDROSTREPTOMYCIN SULPHATE**

Each single dose consists of :—

Crystalline Procaine Penicillin G—300,000 units

Buffered Crystalline Sodium Penicillin G—100,000 units

Dihydrostreptomycin Sulphate 1-gram.

For one 3 cc. Aqueous Injection prepared by the addition of sterile

Aqueous diluent for Intramuscular administration.

} Single
dose vial.

CRYSTALLINE TERRAMYCIN HYDROCHLORIDE
(Newest of the Broad Spectrum Antibiotics)

TERRAMYCIN CAPSULES 250 mg. each

Bottle of 100

Bottle of 16

Bottle of 8

TERRAMYCIN CAPSULES 100 mg. each

Bottle of 100

Bottle of 25

TERRAMYCIN CAPSULES 50 mg. each

Bottle of 100

Bottle of 25

TERRAMYCIN ELIXIR (Formerly Terrabon 1·5 gm. with 1 fluid oz. of diluent.

Combination package

TERRAMYCIN ORAL DROPS 2 gm. with 10 cc. of diluent along with a specially calibrated dropper.

Combination package

TERRAMYCIN OPHTHALMIC SOLUTION 25 mg. Terramycin Buffered and 5 cc. Diluent along with a dropper.

Combination package

TERRAMYCIN OPHTHALMIC OINTMENT for Topical Use only. 1 mg. per gram ointment.

$\frac{1}{2}$ oz. (3·5gm.) tube

TERRAMYCIN OINTMENT For Topical Application only 30 mg. per gm. ointment.

1 oz. (28·4 gm.) tube

TERRAMYCIN TROCHES 15 mg. each Troche Box of 24 troches

TERRAMYCIN INTRAVENOUS

Terramycin Hydrochloride with Sodium 10 cc. vial 250 mg.
Glycinate as a buffer for Intravenous Injection only. 20 cc. vial 500 mg.

VIBALT

(Vitamin B12 Concentrate PFIZER 15 microgram per 5 cc. vial
cc.)

(4) To the entries under the heading “GLAXO LABORATORIES”, the following entries shall be added, namely :—

Pelonin tablets—1000's

Pelonin Amide tablets—1000's

1-Thyroxine Sodium 0.05 mg. 100's

1-Thyroxine Sodium 0.1 mg. 100's

Macrabin Amps. (Vitamin B 12) 20 u.g. 6's

Macrabin Amps. (Vitamin B 12) 50 u. g. 6's

Ostocalcium tablets 250's

Combined Procaine penicillin with sodium penicillin in Oil 10 cc.

Seclophen (Dry Procaine Penicillin with crystalline sodium penicillin) 1 dose

Seclophen (Dry Procaine Penicillin with crystalline sodium penicillin) 5 dose

Crystalline penicillin G ointment $\frac{1}{4}$ oz.

Crystalline penicillin G Eye ointment 1 drachm

Penicillin Lozenges 20's

Penicillin oral tablets 10's

Estopen 1 dose

Kapilin tables 100's

(5) To the entries under the heading “MARTIN & HARRIS LTD., CALCUTTA”, the following entries shall be added, namely :—

“MESSRS. N. V. ORGANON, HOLLAND”

Penicillin Crystalline G Sodium

100,000 units vial

200,000 units vial

500,000 units vial

1,000,000 units vial

(6) To the entries under the heading “BRITISH DRUG HOUSES (INDIA) LTD”, the following entry shall be added, namely :—

Vitamin B1 B.D.H.

Ampoules containing 25 mg. per cc.

Box of 100 × 1 cc.

(7) For the heading “PARKE DAVIS AND COMPANY”, the heading “PARKE DAVIS AND COMPANY, LIMITED” shall be substituted.

[No. PC-1(3)/50.]

P. S. SUNDARAM, Under Secy.

MINISTRY OF FOOD AND AGRICULTURE

(AGRICULTURE)

New Delhi, the 25th July, 1951.

S.R.O. 1150.—In exercise of the powers conferred by sections 4A and 4D of the Destructive Insects and Pests Act, 1914 (II of 1914), the Central Government hereby directs that the following further amendments shall be made in the rules published with the notification of the Government of India in the late Department of Education, Health and Lands No. F. 50-13(20)/39-A dated the 20th November, 1940, namely :—

In the said rules—

(1) In the preamble and in rule 1 for the words “United Provinces, the North-West Frontier Province, the Province of Madras, West Bengal, Assam and Orissa and British Baluchistan” the words “Uttar Pradesh, the States of Madras, West Bengal, Assam and Orissa” shall be substituted.

(2) In the preamble for the words “British India” the word “India” shall be substituted.

(3) For the words “Province” and “Provincial” wherever they occur in the said notification the word “State” shall be substituted.

(4) In rule 3 the word “British” shall be omitted.

(5) In the entries under the Note at the end of the Notification—

(a) Items (c) and (e) shall be omitted.

(b) In item (a) for the word “Lyallpur” the word “Jullundur” shall be substituted.

(c) In item (b) for the words “United Provinces” the words “Uttar Pradesh” shall be substituted.

[No. F. 6-11/51-Dte. I.]

J. V. A. NEHEMIAH, Dy. Secy.

New Delhi, the 28th July, 1951.

S.R.O. 1151.—In exercise of the powers conferred by Section 4 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government hereby directs that the powers conferred on it by Section 3 of the said Act to provide for the matters specified in clauses (c), (f), (h), (i) and (j) of sub-section (2) thereof, shall, in relation to foodstuffs, excluding gram, pulses, edible oils, edible oilseeds, sugar, gur, and ghoe be exercisable also by the District Collectors in the State of Madras subject to such directions, general or special, as the Government of Madras may issue in this behalf.

[No. CG. 604/23-I.]

P. A. GOPALAKRISHNAN, Joint Secy.

MINISTRY OF REHABILITATION

New Delhi, the 29th June, 1951

S.R.O. 1152.—In exercise of the powers conferred by section 4 of the Influx from Pakistan (Control) Act, 1949 (XXIII of 1949), the Central Government

hereby directs that the following further amendments shall be made in the Permit System Rules, 1949, namely :—

In rule 5 of the said rules—

- (a) the proviso to clause (iv) shall be omitted,
- (b) the following proviso shall be added at the end, namely :—

“ Provided that in the Presidency towns of Bombay, Calcutta and Madras the powers conferred by clauses (iii) and (iv) may be exercised by the Commissioner of Police or a Deputy Commissioner of Police.”

[No. III/PMT (X-125)/50-N (11).]

V. D. DANTYAGI, Joint Secy.

MINISTRY OF COMMUNICATIONS

New Delhi, the 20th July, 1951.

S.R.O. 1153.—The following draft of a further amendment to the Indian Aircraft Rules, 1937, which it is proposed to make in exercise of the powers conferred by section 5 of the Indian Aircraft Act, 1934 (XXII of 1934), is published, as required by section 14 of the said Act, for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration on or after the 25th October, 1951. Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Amendment.

For rule 39 of the said Rules, the following shall be substituted, namely :—

“ 39. Licensing authority.—

(1) The authority by which the licences referred to in rule 38 may be granted, renewed or varied shall be the Central Government which may withhold the grant or renewal of, or suspend or revoke, a licence or disqualify any person from holding a licence if for any reason it considers it desirable to do so.

(2) Without prejudice to the generality of the foregoing power, if the licensing authority is satisfied, after giving him an opportunity of being heard, that any person—

- (a) is a habitual criminal or is habitually intemperate in the use of alcohol, or is an addict of narcotics, drugs, etc., or
- (b) is using, has used or is about to use an aircraft in the commission of a cognizable offence or in contravention of these rules, or
- (c) has, by his previous conduct as member of the crew of an aircraft, shown that he is irresponsible or is likely to endanger the safety of the aircraft or any person or thing carried therein, or of other aircraft or of persons or things on the ground,

the licensing authority may, for reasons to be recorded in writing, make an order disqualifying that person for a specified period from holding or obtaining a licence.

(3) Upon the issue of any order under sub-rule (2), the person affected, if he is the holder of a licence, shall forthwith surrender his licence to the licensing authority if the licence has not already been surrendered, and the licensing authority shall keep it until the disqualification has expired or has been removed.

[No. 10-A/48-51].

New Delhi, the 24th July 1951.

S.R.O. 1154.—The following draft of certain further amendments to the Indian Aircraft Rules, 1937, which it is proposed to make in exercise of the powers conferred by section 5 of the Indian Aircraft Act, 1934 (XXII of 1934), is published as required by section 14 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 25th October, 1951. Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Amendments

In the said rules—

1. In sub-rule (2) of rule 42—

(a) in clause (iii), the word “or” shall be omitted ;

(b) clause (iv) shall be omitted.

2. After rule 42, the following rule shall be inserted namely :—

“42A. Pilot not to fly for more than 125 hours during any period of 30 consecutive days.—No pilot of a flying machine shall, in his capacity as such pilot, fly for more than 125 hours during any period of 30 consecutive days :

Provided that without prejudice to the provisions of rule 160, the Director-General of Civil Aviation may, subject to such conditions and limitations as he may specify, by order in writing, exempt any such pilot from the provision of this rule.

Explanation.—For the purposes of this rule, the flying time of a pilot either as sole pilot or pilot in command of an aircraft will be counted fully and the flying time of a pilot engage as co-pilot or supernumerary pilot will be counted at 80 per cent. of the flight time”.

[No. 10-A/69-50]

P. K. ROY, Dy. Secy.

MINISTRY OF WORKS PRODUCTION & SUPPLY

New Delhi, the 20th July, 1951.

S.R.O. 1155.—In exercise of the powers conferred by sections 5 and 7 of the Indian Explosives Act, 1884 (IV of 1884), the Central Government hereby directs that the following further amendment shall be made in the Explosives Rules, 1940 a draft of the same having been previously published as required by Section 18 of the said Act, namely :—

In the said Rules—

In the table below sub-rule (1) of rule 106, the following entry shall be added at the end, namely :—

“ Inspectors under the Factories Act, 1948	The respective areas over
in the State of Madras in respect of	which their authority ex-
premises licensed in form “I” of	tends.”
the Explosives Rules, 1940.	

[No. M-103(2).]

N. P. DUBE, Under Secy.

MINISTRY OF LABOUR

New Delhi, the 23rd July, 1951

S. R. O. 1156.—In pursuance of section 10 of the Employees' State Insurance Act, 1948 (XXXIV of 1948), the Central Government hereby directs that the following further amendments shall be made in the notification of the Government of India in the Ministry of Labour, No. SS-21 (4), dated the 28th December, 1948, constituting the Medical Benefit Council:—

In the said notification for items Nos. (7), (9) and (10), the following items shall be substituted, namely:—

- " (7) Dr. T. D. Sahani, F. R. C. S., D. O. M. S., Director of Health Services, Madhya Pradesh.
- (9) Dr. B. B. Dikshit, M.B.B.S., (Bom.), M.R.C.P. (Edin.), Ph. D. (Edin.), D.P.H. (Cal.), F.R.S. (Edin.), F.N.I., Surgeon General with the Government of Bombay.
- (10) Dr. A. N. Das, Director of Medical and Health Services (Health), Uttar Pradesh."

[No. SS-121(49).]

N. M. PATNAIK, Dy. Secy.

New Delhi, the 23rd July 1951

S.R.O. 1157.—In exercise of the powers conferred by clause (bb) of section 30 of the Indian Mines Act, 1923 (IV of 1923), the Central Government hereby directs that the following amendments shall be made in the Mines Creche Rules, 1946, the same having been published as required by sub-section (1) of section 31 of the said Act, namely:—

In the said Rules, to clause (a) of rule 3, the following provisos shall be added, namely:—

"Provided that where the competent authority is of the opinion that the situation, nature and extent of the workings or other places where women are employed are such as to render compliance with the provisions of the Rules not reasonably practicable, the competent authority may by order in writing exempt any owner of a mine from the provisions of the rule for such period as may be specified in the order.

Provided further that where an exemption is granted under this rule the competent authority may require, within such period as may be specified in the order, a suitable room or rooms with an attendant and other necessary equipments to be provided and maintained at or near any working place or part of the mine."

[No. M.41(22)50.]

P. N. SHARMA, Under Secy.

ORDER

New Delhi, the 19th July 1951

S.R.O. 1158.—Whereas an industrial dispute has arisen between the employers mentioned in Schedule I annexed hereto and their workmen in respect, so far as the Central Government is aware, of the matters specified in Schedule II hereto annexed;

And whereas the Central Government considers it desirable to refer the dispute for adjudication;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 7 and clause (c) of sub-section (1) of section 10 of the Industrial Dispute Act, 1947

(XIV of 1947), the Central Government hereby constitutes an Industrial Tribunal of which Shri T. S. Viswanatha Ayyar, Industrial Tribunal, Madurai shall be the sole Member, and to refer to him the said dispute for adjudication ;

SCHEDULE I

1. P. B. Abdulrahiman Kutty, Cochin.
2. P. A. Abdulrahiman Kutty, Cochin.
3. Tejpal Liladhar, Mattancherry.
4. Messrs. O. V. Hydross & Sons, Mattancherry.
5. Meessrs Poovath Paree & Sons, Calvetty, Cochin.
6. Mr. J. W. D'Cruz, and Sons, Cochin.
7. Mr. W. H. D'Cruz, Cochin.
8. Mr. B. Paul Abrao, Cochin.
9. The General Traders Ltd., Cochin.
10. Messrs E. M. Andrew & Bros., Fort, Cochin.
11. M/s. Sorabji & Co., Mattancherry.
12. M/s. K. B. Jacob & Sons, Cochin.
13. Mr. A. M. Hamsa, Calvetty, Cochin.
14. Mrs. Abdulla Oomer Sait, "Oomer Manzil", Kurumpalavu Road, Fort, Cochin.
15. M/s. Darabshaw B. Cursettjee's Sons, Willingdon Island.
16. M/s. South India Corporation Ltd., Willingdon Island.
17. Mr. S. M. Soopukutty.
18. Mr. C. M. Bava, Mattancherry.
19. The Cochin Pilot Stores, Ellwood House, Ridsdale Road, Cochin.
20. The Mercantile Marine Supplies Agency, Fort, Cochin.
21. Mr. A. Lopez, Sea View, Vypeem, Fort Cochin.
22. M/s. Majeed and Kader.

SCHEDULE II

1. Recognition of the Cochin Thuramukha Thozhilali Union.
2. Abolition of contract labour in all sections.
3. Security of employment to all workers and adoption of Muster Roll System.
4. Payment of unemployment allowance to workmen.
5. Payment of pension or gratuity to disabled or incapacitated worker with 20 years of service.

Workers on board steamers (Stevedore Labour)

1. Fixation of number of workmen per gang.
2. Interval to be allowed in a ship.
3. Fixation of wages of stevedoring workers for day and night shifts.
4. Overtime pay.
5. Two shifts for day and night.
6. Payment of full wages even if work is completed before specified time in each shift.

7. Providing one meal for every worker.
8. Payment of wages within 24 hours after completion of every job.
9. Provision of special jetty for transport of workers.
10. Working of only one sling per hook.
11. Working of only one gang for one shift.
12. Payment of wages at half the rates in case the steamers do not arrive in time after waiting for the same and payment of wages at full rates if workmen are not engaged after the issue of tokens.
13. Grant to workmen engaged in coal handling, bulk cargo filling painters and stitchers of the same benefits as are given to those on board.
14. Grant of extra wages for handling dangerous cargo and provision of special equipment where necessary.

Lighters

1. Revision of existing wage schedule.
2. Annual revision of wage schedule with the concurrence of the union and in accordance with the changes in the cost of living.
3. Payment of a portion of the total rental and demurrage charges to workmen.
4. Payment of a special pay of Rs. 30 to Serang of the lighters by the boat owner.
5. Owner of cargo to bear jetty and other tolls.
6. Provision for convenient pathways for boatmen to go out when loaded lighters lie at jetties during nights.
7. Repairs to jetties. Provision for water taps and lights in jetties.
8. Provision for work for all members of the crew of lighter whenever a lighter is engaged.
9. Provision for hand cranes to all the jetties of the godowns.
10. Payment of weekly wages to lighters.
11. Treatment of serangs and lighter men as permanent employees and payment of all unpaid wages and bonus due to them from 1947 onwards.
12. Provision of special protective equipment for handling dangerous articles.
13. Payment of batta, per worker per hour after a prescribed period after lighter is engaged.
14. Overtime pay.
15. Wages for work during monsoons.
16. Payment at Rs. 20 a day per lighter for workers detailed in lighters awaiting loading or unloading of cargo alongside steamers.
17. Payment according to tonnage capacity of lighter.

Head Load

1. Fixation of basic wages to all workers.
2. Payment of day's wages to the man showing samples in godowns.
3. Ban on workers carrying upstairs any article weighing more than 50 lbs.
4. Wage rates for handling medicine bundles, packages consisting of two gunnies or boxes, bone meal etc.

5. Wages for those who keep watch over the cargo.
6. Abolition of use of wooden planks for transporting cargo.
7. Wages for weighing, numbering, filling and stitching of bags.
8. Stacks not to be made higher than 15 bags in a godown.
9. Distribution of unemployment dole.

[No. L.R.2 (34/51-)]

New Delhi, the 24th July 1951

S.R.O. 1159.—Whereas an industrial dispute has arisen between the Indian Bank Limited, and its workmen, employed at its Head office and in its branches, represented by the Indian Bank Employees' Union, in respect of the matters specified in the Schedule hereto annexed.

And whereas, the Central Government considers it desirable to refer the dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), the Central Government hereby refers the said dispute for adjudication, to the Industrial Tribunal, Calcutta, constituted under section 7 of the said Act.

SCHEDULE

Whether the retrenchment of about 90 workmen effected by the said Bank on and after the 1st May, 1951, was justified and, if so, what retrenchment relief should be afforded to them.

[No. LR 90(81)]

S.R.O. 1160.—Whereas by an Order of the Government of India in the Ministry of Labour No. S. R. O. 1010 dated the 2nd July, 1951, an industrial dispute between the Punjab National Bank Limited, Delhi, on the one hand and their workmen and the All India Punjab National Bank Employees' Federation and U.P. Bank Employees' Union representing such workmen on the other hand, was referred to an Industrial Tribunal for adjudication;

And whereas a further industrial dispute has arisen between the Punjab National Bank, Limited Delhi, its branches and its treasurers and Cashier Contractors on the one hand and their workmen and the All India Punjab National Bank Employees' Federation, Delhi, the U.P. Bank Employees' Union and the Punjab National Bank Employees' Union, Bombay, representing such workmen on the other hand, in respect of the matters specified in Schedule I hereto annexed;

And whereas the Central Government considers it desirable to refer the dispute to a Tribunal for adjudication;

Now, therefore, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal constituted by the Order of the Government of India in the Ministry of Labour No. S.R.O. 1010 dated the 2nd July, 1951, under section 7 of the said Act.

SCHEDULE I

Wrongful dismissal of 21 Cashiers, Assistant Cashiers, Head Cashiers and Hundi Presenters of the Bombay branches of the Punjab National Bank Ltd., mentioned in Schedule II, and their reinstatement.

2. In the event of any order for reinstatement, payment of wages and allowances etc. from the date of dismissal to the date of reinstatement

3. Payment to 150 workmen mentioned in Schedule II appended to the Order of the Government of India in the Ministry of Labour No. S.R.O. 1010 dated the 2nd July, 1951, of their pay and allowances etc. for that part of the month of April 1951, during which they worked before proceeding on strike.

SCHEDULE II

S. No.	Name of the workmen.	Department or Branch.
1.	Shri P. J. Mehta	Elphinstone Circle.
2.	Shri J. D. Ghoda	Do.
3.	Shri N. J. Oza	Do.
4.	Shri R. B. Rawal	Do.
5.	Shri R. M. Patel	Do.
6.	Shri Shrikant Sukhla	Do.
7.	Shri Ramenand Tewari	Do.
8.	Shri Kamleshankar	Do.
9.	Shri Shivmuhurt Thakur	Do.
10.	Shri J. J. Rawal	Zazveri Bazar.
11.	Shri O. H. Shah	Do.
12.	Shri M. M. Shukla	Do.
13.	Shri N. B. Desai	Do.
14.	Shri Raminch	Do.
15.	Shri P. N. Ghanakar	Lalji Ramji Building.
16.	Shri D. B. Bhatt	Do.
17.	Shri J. D. Ghoda	Do.
18.	Shri L. S. Tondulkar	Do.
19.	Shri A. M. Mehta	Lal Baug.
20.	Shri N. J. Mehta	Dadar (B.B. & C.I.)
21.	Shri V. S. Mankame	Mandvi Bhat Bazar.

[No. L.R 90(107)]

S. NEELAKANTAM, Dy. Secy.

